



UNITED STATES DEPARTMENT OF COMMERCE
Patent and Trademark Office
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Washington, D.C. 20231

| APPLICATION NUMBER | FILING/RECEIPT DATE | FIRST NAMED APPLICANT | ATTORNEY DOCKET NO./TITLE |
|--------------------|---------------------|-----------------------|---------------------------|
| 09/408,924 | 09/30/99 | WUGOFSKI | T 98-0874 |

0232/1101

SUITER & ASSOCIATES
ATTENTION: KENNETH J COOL
11516 NICHOLAS STREET • SUITE 205
OMAHA NE 68154-4409

NOT ASSIGNED

2711

DATE MAILED: 11/01/99

NOTICE TO FILE MISSING PARTS OF APPLICATION
Filing Date Granted

An Application Number and Filing Date have been assigned to this application. The items indicated below, however, are missing. Applicant is given TWO MONTHS FROM THE DATE OF THIS NOTICE within which to file all required items and pay any fees required below to avoid abandonment. Extensions of time may be obtained by filing a petition accompanied by the extension fee under the provisions of 37 CFR 1.136(a). If any of items 1 or 3 through 5 are indicated as missing, the SURCHARGE set forth in 37 CFR 1.16(e) of \$65.00 for a small entity in compliance with 37 CFR 1.27, or \$130.00 for a non-small entity, must also be timely submitted in reply to this NOTICE to avoid abandonment.

If all required items on this form are filed within the period set above, the total amount owed by applicant as a ☐ small entity (statement filed) ☒ non-small entity is \$ 1220.

☒ 1. The statutory basic filing fee is:

- ☒ missing.
☐ insufficient.

Applicant must submit \$ 760 to complete the basic filing fee and/or file a small entity statement claiming such status (37 CFR 1.27).

☒ 2. The following additional claims fees are due:

\$ 252 for 14 total claims over 20.

\$ 78 for 1 independent claims over 3.

\$ _____ for multiple dependent claim surcharge.

Applicant must either submit the additional claim fees or cancel additional claims for which fees are due.

☐ 3. The oath or declaration:

- ☐ is missing or unsigned.
☐ does not cover the newly submitted items.

An oath or declaration in compliance with 37 CFR 1.63, including residence information and identifying the application by the above Application Number and Filing Date is required.

☒ 4. The signature(s) to the oath or declaration is/are by a person other than inventor or person qualified under 37 CFR 1.42, 1.43 or 1.47.

A properly signed oath or declaration in compliance with 37 CFR 1.63, identifying the application by the above Application Number and Filing Date, is required.

☐ 5. The signature of the following joint inventor(s) is missing from the oath or declaration:

An oath or declaration in compliance with 37 CFR 1.63 listing the names of all inventors and signed by the omitted inventor(s), identifying this application by the above Application Number and Filing Date, is required.

☐ 6. A \$50.00 processing fee is required since your check was returned without payment (37 CFR 1.21(m)).

☐ 7. Your filing receipt was mailed in error because your check was returned without payment.

☐ 8. The application was filed in a language other than English.

Applicant must file a verified English translation of the application, the \$130.00 set forth in 37 CFR 1.17(k), unless previously submitted, and a statement that the translation is accurate (37 CFR 1.52(d)).

☐ 9. OTHER:

Direct the reply and any questions about this notice to "Attention: Box Missing Parts."

A copy of this notice MUST be returned with the reply.

E. Burns
Customer Service Center
Initial Patent Examination Division (703) 308-1202

02/03/2000 KZEMIE 00000046 590439 09408924

| | |
|-----------|-----------|
| 01 FC:101 | 760.00 CH |
| 02 FC:102 | 76.00 CH |
| 03 FC:103 | 252.00 CH |
| 04 FC:105 | 130.00 CH |



PATENT
Attorney Docket N^o: 98-0874

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of : Theodore David Wugofski
Serial N^o : 09/408,924
Filed : September 30, 1999
Group Art Unit :
Examiner :
For : **ELECTRONIC PROGRAM GUIDE UTILIZING
MULTIPLE TUNING SOURCES**

BOX MISSING PARTS
Assistant Commissioner for Patents
Washington, DC 20231

**RESPONSE TO NOTICE TO FILE MISSING
PARTS OF APPLICATION**

CERTIFICATION UNDER 37 C.F.R. §1.8

I hereby certify that this correspondence is being deposited with the United States Postal Service on January 26, 2000, in a First Class envelope, with sufficient postage thereon, addressed to: Box Missing Parts, Assistant Commissioner for Patents, US PTO, Washington, D.C. 20231.

COPY
FOR ACCOUNTING
PURPOSES ONLY-

Penny L. Flint

DATED: January 26, 2000

Applicant responds to the *Notice to File Missing Parts of Application* dated November 1, 1999, in reference to the above application for patent as follows:

1. Fee Calculation (based on the new fees effective December 29, 1999):

| | |
|---------------------------|---------------|
| Basic Filing Fee | \$690.00 |
| Claims over 20 | 252.00 |
| Independent Claims over 3 | 78.00 |
| Surcharge | <u>130.00</u> |
| | \$1,150.00 |

2. The Commissioner is hereby authorized to charge Deposit Account N^o 50-0439 in the amount of **\$1,150.00** to cover the surcharge and filing fees. A duplicate copy of this *Response* is enclosed for accounting purposes.

3. Please charge any additional fees which may be required for this *Response*, or credit any overpayment to Deposit Account N° 50-0439.
4. The Commissioner is hereby authorized to grant a one-month extension of time; for which the *Petition for a One-Month Extension of Time* and Check N° 9132 in the amount of \$110.00 is attached.
5. A copy of the *Notice to File Missing Parts of Application* is attached herewith.

Please direct all correspondence to: SUITER & ASSOCIATES PC
11516 Nicholas Street, Suite 205
Omaha, NE 68154-4409
(402) 496-0300 (Telephone)
(402) 496-0333 (Telecopier)

DATED: January 26, 2000.

Respectfully submitted,
Theodore David Wugofski,
Spotware Technologies, Inc.,

COPY
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PURPOSES ONLY

By _____
Kenneth J. Cool
Reg. N° 40,570

- ATTACHMENTS:
1. Copy of this *Response* for accounting purposes.
 2. Copy of *Notice to File Missing Parts of Application*.
 3. *Petition for a One-Month Extension of Time*.
 4. Check N° 9132 in the amount of \$110.00.
 3. Return Postcard.